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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Jenny Hassiba-Fikke,)

No. CV 04-1894 PHX-DGC

10 Plaintiff,)

ORDER

11 vs.)

12 Stephen L. Fickett and Robert P.)
Wienmann,)

13 Defendants.)
14 _____)

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16 On November 23, 2005, the Court entered an order providing Plaintiff 20 days to
17 submit additional evidence showing that her father made the written promise required by
18 8 U.S.C. § 1409(a)(3). The Court explained that unless Plaintiff produced such evidence,
19 Defendants would be entitled to judgment as a matter of law. *See* Doc. #33.

20 Plaintiff has submitted no additional evidence. In the absence of additional
21 evidence, the Court concludes that Plaintiff has failed to satisfy the statutory requirement
22 of § 1409(a)(3), that there is no issue for trial, and that Defendants therefore are entitled to
23 judgment as a matter of law.

24 **IT IS HEREBY ORDERED:**

- 25 1. For the reasons set forth in this Order and Doc. #33, judgment as a matter of
26 law is entered in favor of Defendants.
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